

EXHIBIT “J”

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1 Yeah. Just general information on how it's

2 going to be.

3 Q Did these attorneys ask you questions and ask

4 you what your response might be?

5 A No. They just ask -- well, they give us

6 examples of questions that might be brought up.

7 Q Did they ask you your understanding of the

8 litigation between Hyphy music and Yellowcake, Inc.?

9 A I don't remember if they asked me that

10 question.

11 Q How did you first learn that you were to

12 appear for a deposition today?

13 A Well, the -- from here. From the Hyphy

14 office. They told us that we're supposed to have this

15 deposition -- well, a month ago, but we've been working.

16 So you know, we finally got some time off to do it.

17 Q Okay. And Mr. Martinez is the one who told

18 you about your deposition?

19 A Yes.

20 Q Okay. And where were you when you first

21 learned about the deposition?

22 A Where was I? I don't remember. We've been

23 traveling a lot.

24 Q Did you speak to Mr. Martinez over the phone

25 about your -- when you first learned about your

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1 deposition?

2 A No. I believe we came into the office to talk

3 about some other business or recordings that we want to

4 do. And that's when they told us.

5 Q Okay. And Mr. Torres was with you at the time

6 you first learned of your deposition from Mr. Martinez?

7 A Yes.

8 Q And that's Mr. Domingo Torres that you're

9 referring to, correct?

10 A Yes.

11 Q And are you being paid anything by Mr.

12 Martinez for appearing at your deposition today?

13 A No. Nope.

14 Q Have you received anything of value from

15 either Mr. Martinez or Hyphy Music, Inc. in exchange for

16 your appearance at your deposition today?

17 A No. Have you ever received any money from

18 Hyphy Music, Inc.?

19 A No.

20 Q All right. Have you ever received any money

21 from Mr. Martinez?

22 A No.

23 Q Have you ever received anything of value from

24 Hyphy Music, Inc.?

25 A No.

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1 Q Have you ever received anything of value from

2 Mr. Martinez?

3 A No.

4 Q Other than Mr. Martinez, did you discuss the

5 deposition with Mr. Torres?

6 A Yeah. We talked about it, obviously.

7 Q And what did you discuss with Mr. Torres?

8 A What potential questions that might be brought

9 up.

10 Q And what are the some of the potential

11 questions you thought might be brought up?

12 A Well, like, you know, if they ask you if

13 you're a employee or a business owner and obviously,

14 we're business partners.

15 Q Who are business partners?

16 A Me, Domingo, Jesus Chavez.

17 Q Is there a written partnership agreement

18 between you, Mr. Dominguez, and Jesus Chavez?

19 A Yeah. We had a verbal agreement and -- since

20 the beginning, since the get go, since the band started.

21 I mean -- and ever since we started filing taxes, that's

22 how we filed them, as a partnership.

23 Q Okay. My question to you, sir, was have you

24 ever -- was there ever a written partnership agreement

25 between yourself, Mr. Torres and Mr. Chavez that you

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1 just referred to?

2 A No.

3 Q So what's your Social Security number?

4 A XXX-XX-8018.

5 Q You testified just a moment ago that you

6 believe you're a partner with Jesus Chavez, Sr. Is that

7 correct?

8 A That I believe?

9 MR. BEGAKIS: Objection -- objection to

10 the extent it misstates the witness's prior testimony.

11 MR. BERMAN: Over his objection, you can

12 answer.

13 THE WITNESS: Well, I don't believe that

14 we're partners. I know we are partners, because that's

15 how we always been working. That's how it's always

16 been. That's how we filed taxes. And taxes get signed

17 by each of us.

18 BY MR. BERMAN:

19 Q Okay. How do you -- when did you first come

20 to meet Jesus Chavez, Sr.?

21 A 1992.

22 Q And what were the circumstances surrounding

23 that first meeting?

24 A Well, at first he asked -- they didn't have

25 a -- they needed a drummer. And he asked me if I could

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1 answered.

2 MR. LITTLEWOOD: That hasn't been asked,

3 John.

4 MR. BEGAKIS: The question was who

5 prepared his taxes? And he said Mr. Mendoza.

6 MR. LITTLEWOOD: Now he's asking

7 specifically about which years.

8 MR. BEGAKIS: Well it's presumed from

9 asking -- that he -- who his preparer -- that he's

10 asking about all the years --

11 MR. BERMAN: Over your objection, he can

12 answer. So what's the answer?

13 THE WITNESS: Yes.

14 BY MR. BERMAN:

15 Q And is he -- are you intending for him to

16 prepare your 2021/2022 tax -- personal taxes?

17 A Is he? Did he -- is he doing them? Yes. He

18 did them already.

19 Q Okay. I'm going to call for the preservation

20 and production of your personal tax returns from the

21 years 2020 -- I'm sorry, to the present. And did you

22 ever receive any K1s?

23 A I'm not a CPA, so I don't know what K1 means.

24 Q All right. I'm going to call for the

25 preservation and production of any schedules related to

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1 those tax returns, including any K1s.

2 MR. BERMAN: And with that, Mr. Begakis,

3 I'm finished and you can ask all the questions that you

4 want.

5 MR. BEGAKIS: Wow, that's amazing.

6 THE WITNESS: So you're saying that you

7 require my taxes?

8 MR. BERMAN: Yep. I'm calling for the

9 preservation and production of your tax returns that I

10 asked for. And I'm going to be serving you with a

11 follow-up subpoena.

12 THE WITNESS: So --

13 MR. BEGAKIS: Mr. Vargas. Mr. Vargas,

14 I've got about fifteen minutes --

15 MR. BERMAN: Do not direct the witness.

16 THE WITNESS: Why do I -- why do I need

17 to show my taxes when Trump didn't? So I don't get it.

18 Does he have special rights?

19 MR. BERMAN: You put -- you've testified

20 to facts that have put your tax returns into play and

21 made them relevant to this litigation.

22 EXAMINATION

23 BY MR. BEGAKIS:

24 Q Okay. Mr. Vargas, was the band established as

25 a legal entity?

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1 A As a what?

2 Q As a legal entity?

3 MR. LITTLEWOOD: Objection. Calls for

4 legal conclusion. Vague and ambiguous.

5 THE WITNESS: Can you explain that?

6 BY MR. BEGAKIS:

7 Q You stated that it was a partnership, was it

8 an unincorporated partnership, or was it some other type

9 of legal entity?

10 A It's unincorporated, it was all --

11 MR. LITTLEWOOD: Calls for legal

12 conclusion.

13 BY MR. BEGAKIS:

14 Q Did you consider yourself a co-owner in the

15 band?

16 A Yes.

17 Q As a co-owner, do you believe you co-owned all

18 of the works that the band created when they -- when

19 they initially created those works?

20 A Yes.

21 Q Did you ever sign anything in writing saying

22 that you didn't jointly own any of the works that the

23 band created?

24 A No, I did not.

25 Q As a co-owner, do you believe you were

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1 entitled to an equal share of any profits that the band

2 generated?

3 A Yes.

4 Q How were band decisions supposed to be made?

5 A Band decisions is supposed to be made with all

6 of the members included. You know, especially major

7 decisions of selling albums out.

8 Q Did you all agree, all of the members of the

9 band, to enter into an agreement with Hyphy for Hyphy to

10 acquire the works at issue in this case?

11 A Yes.

12 Q At the time Hyphy entered into an agreement

13 with the band to acquire works at -- the works at issue

14 in this case, were you aware of the terms of that

15 agreement?

16 A Yes.

17 Q Did you understand Hyphys ownership of the

18 works to be exclusive?

19 A Yeah. Yes.

20 Q So if you later became unhappy with the deal

21 that you did as a band with Hyphy, do you believe you

22 could have renegotiated that deal?

23 A Well, the deal was done. I mean, if I didn't

24 like it, well, then I wouldn't negotiate anymore albums

25 with them.